

JUL 6 - 2006

Attorney's Docket No.: 05542-443001

Client's Ref. No.: 4738 USA02/CMP

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Number of pages including this page 3

Applicant : Arkadiy Yampolskiy, et al.

Art Unit : 3723

Serial No. : 09/903,052

Examiner : Lee Wilson

Filed : July 10, 2001

Title : CLOSED-LOOP CONTROL OF A CHEMICAL MECHANICAL POLISHER

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is COMMENTS ON  
EXAMINER'S REASONS FOR ALLOWANCE, faxed this 6th day of July, 2006, to the United  
States Patent and Trademark Office.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Arkadiy Yampolskiy, et al.      Art Unit : 3723  
Serial No. : 09/903,052      Examiner : Lee Wilson  
Filed : July 10, 2001      Confirmation No.: 9389  
Notice of Allowance Date: April 21, 2006  
Title : CLOSED-LOOP CONTROL OF A CHEMICAL MECHANICAL POLISHER

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COMMENTS ON EXAMINER'S REASONS FOR ALLOWANCE

Applicant recognizes that in accordance with M.P.E.P. § 1302.14, the Examiner's reasons for allowance need not set forth all of the details as to why the claims are allowed. In the above-referenced application, Applicant does not concede that the Examiner's stated reasons for allowance are the only reasons for which the claims are allowable. In particular, Applicant does not concede that all of the identified limitations are necessary to distinguish the prior art of record or to satisfy the requirements of 35 U.S.C. § 112. The Examiner states, "This is a method with specific steps and in a specific order; furthermore, these steps and sequence of the steps have not been anticipated nor rendered obvious by the prior art." Applicant, however, does not concede that the claims require the recited elements to be performed in a specific order. Furthermore, the claims may be patentable for other reasons. In addition, the dependent claims are allowable on their own merits, and are allowable on the basis of a sub-combination of the recited features of the dependent claims and their respective base claims.

## CERTIFICATE OF TRANSMISSION BY FACSIMILE

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Applicant : Arkadiy Yampolskiy, et al.  
Serial No. : 09/903,052  
Filed : July 10, 2001  
Page : 2 of 2

Attorney's Docket No.: 05542-443001 / 4738  
USA02/CMP

Please apply any additional charges or credits to our Deposit Account No. 06-1050.

Respectfully submitted,

Date: July 6, 2006

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